

Patent
81874.0036

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Makoto YOKOI

Serial No: 10/722,734

Filed: November 25, 2003

For: Image Pickup Device With Still
Picture Pickup Function During
Moving Picture Pickup Operation

Art Unit: 2612

Examiner: Not Assigned

**TRANSMITTAL OF
INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence
is being deposited with the United States
Postal Service with sufficient postage as
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450, on
February 15, 2005

Date of Deposit

Shirley Ferguson

Name

February 15, 2005

Signature

Date

Dear Sirs:

1. ☒ The information disclosure statement submitted herewith is being filed within three months of the filing date of the application other than a continued prosecution application, or within three months of the date of entry into the national stage of an international application, or before the mailing date of a first Office Action on the merits, or before the mailing of a first Office action after the filing of a request for continued examination under §1.114, whichever event occurs last. 37 C.F.R. §1.97(b).
2. ☐ The information disclosure statement transmitted herewith is being filed *after* the period specified in §1.97(b), but *before* the mailing date of a final action under §1.113, or a notice of allowance under §1.311, or an action that otherwise closes prosecution in the application, whichever occurs first. A statement specified in §1.97(e) or a fee set forth in §1.17(p) is included. 37 C.F.R. §1.97(c).

§1.97(e) STATEMENT

I, the person signing below, state:

- ☐ that each item of information contained in the information disclosure statement was first cited in the attached communication from a foreign patent office in a counterpart foreign application and that the communication is dated not more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(1).

OR

- ☐ that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in

§1.56(c) more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(2).

OR FEE

- ☐ Attached is a fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(c). (\$180.00). [OR:] Please charge the fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(c) (\$180.00) to Deposit Account No. 50-1314. A copy of this petition is enclosed.

3. ☐ The information disclosure statement transmitted herewith is being filed *after* the period specified in §1.97(c), but before, or simultaneously with the payment of the issue fee. A statement specified in §1.97(e) and a fee set forth in §1.17(p) are included. 37 C.F.R. §1.97(d).

§1.97(e) STATEMENT

I, the person signing below, state:

- ☐ that each item of information contained in the information disclosure statement was first cited in the attached communication from a foreign patent office in a counterpart foreign application and that the communication is dated not more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(1).

OR

- ☐ that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(2).

AND FEE

- ☐ Attached is a fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(d). (\$180.00).
4. ☒ If it should be determined that for any reason either an insufficient fee or an excessive has been paid, please charge any insufficiency or credit any overpayment necessary to ensure consideration of the information disclosure statement for the above-identified application to Deposit Account No. 50-1314. A copy of this petition is enclosed.
5. ☒ A list of 10 reference(s) is in the enclosed Form PTO-1449.

NON-ENGLISH LANGUAGE REFERENCES

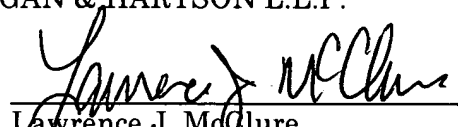
- ☒ Enclosed is a search report for a counterpart application. The search report Examiner has provided comments on the relevancy of any non-English language references cited in the search report.
- ☐ The specification incorporates comments on the relevancy of Non-English language references.
- ☐ Set forth below are comments provided by the applicant's home country counsel on the relevancy of non-English language references:

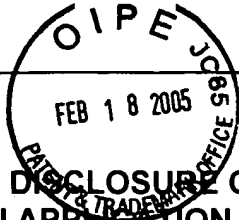
Date: February 15, 2005

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Respectfully submitted,
HOGAN & HARTSON L.L.P.

By:


Lawrence J. McClure
Registration No. 44,228
Attorney for Applicant(s)



FORM PTO-1449

**INFORMATION DISCLOSURE CITATION
IN AN APPLICATION**

(Use several sheets if necessary)

Docket Number (Optional)
81874.0036Application Number
10/722,734

Applicant

Makoto YOKOI

Filing Date
November 25, 2003Group Art Unit
2612**U.S. PATENT DOCUMENTS**

| EXAMINER INITIAL | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
|---------------------|-----------------|----------|------------------|-------|----------|-------------------------------|
| | 2001/0040626 | 11/15/01 | OHTA, et al. | | | |
| | 4,837,628 | 06/06/89 | SASAKI, Minoru | | | |
| | 4,714,963 | 12/22/87 | VOGEL, R.M. | | | |
| | 2002/0021361 | 02/21/02 | KITAJIMA, et al. | | | |
| | 2002/0140826 | 10/03/02 | SATO, et al. | | | |
| | 2002/0057351 | 05/16/02 | SUZUKI, et al. | | | |
| | 5,335,042 | 08/02/94 | IMAFUJI, et al. | | | |
| | 2002/0196348 | 12/26/02 | KUBO, Naoki | | | |
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FOREIGN PATENT DOCUMENTS

| | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | Translation | |
|--|-----------------|----------|---------|-------|----------|-------------|----|
| | | | | | | YES | NO |
| | 99/40723 | 08/12/99 | WO | | | | |
| | 2001-111934 | 04/20/01 | JAPAN | | | Abstract | |
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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

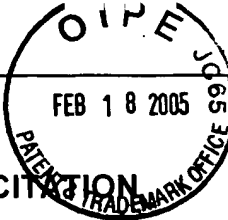
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EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

FEB 18 2005

Docket Number (Optional)
81874.0036Application Number
10/722,734

INFORMATION DISCLOSURE CITATION IN AN APPLICATION

(Use several sheets if necessary)

Applicant

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| | 2002/0140826 | 10/03/02 | SATO, et al. | | | |
| | 2002/0057351 | 05/16/02 | SUZUKI, et al. | | | |
| | 5,335,042 | 08/02/94 | IMAFUJI, et al. | | | |
| | 2002/0196348 | 12/26/02 | KUBO, Naoki | | | |
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|--|-----------------|----------|---------|-------|----------|-------------|----|
| | | | | | | YES | NO |
| | 99/40723 | 08/12/99 | WO | | | | |
| | 2001-111934 | 04/20/01 | JAPAN | | | Abstract | |
| | | | | | | | |
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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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EXAMINER

DATE CONSIDERED

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